



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/797,958

03/10/2004

Stephen Brushey

DB000841-007

4864

20583

7590

02/20/2009

JONES DAY
222 EAST 41ST ST
NEW YORK, NY 10017

EXAMINER

BOUCHELLE, LAURA A

ART UNIT

PAPER NUMBER

3763

MAIL DATE

DELIVERY MODE

02/20/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No. 10/797,958	Applicant(s) BRUSHEY, STEPHEN	
	Examiner LAURA A. BOUCHELLE	Art Unit 3763	

All participants (applicant, applicant's representative, PTO personnel):

(1) LAURA A. BOUCHELLE. (3) ____.

(2) Ed Pencoske. (4) ____.

Date of Interview: 12 January 2009.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
If Yes, brief description: ____.

Claim(s) discussed: 1.

Identification of prior art discussed: Massengale, Hafer.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The claims were discussed with reference to the previous rejection. Amendments were proposed. With specific reference to Hafer (WO2004/103435), Mr. Pencoske points out that the elements were known but not combined, showing that one of skill in the art would not have known to make the combination.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Laura A Bouchelle/ Examiner, Art Unit 3763	/Nicholas D Lucchesi/ Supervisory Patent Examiner, Art Unit 3763
------------------------------------------------	---------------------------------------------------------------------